IN THE DISTRICT COURT OF
LEE COUNTY, ALABAMA

STATE OF ALABAMA,)
Plaintiff,
) CASE NO.
vs.) DC-2024-902075

MATTHEW JOHN CORREIA,)
Defendant.)

****

BEFORE THE HONORABLE JUDGE
STEVEN T. SPEAKMAN

****

October 15, 2024
Taken by: Stacey Elliott, CCR

A P P E A R A N C E S

Mr. Clay Thomas
OFFICE OF LEE COUNTY DISTRICT ATTORNEY
2311 Gateway Drive
Opelika, Alabama 36801

Mr. Will O. "Trip" Walton, III
WALTON LAW FIRM, P.C.
1710 Catherine Street, Suite B
Auburn, Alabama 36830

THE COURT: This is the case of State of Alabama versus Matthew John Correia. That's Matthew John spelled like you would expect, Correia, C-O-R-R-E-I-A. Case Number DC-2024-902075. The charge is stalking in the first degree. Today's date is October 15, 2024. It's currently 9:26 a.m. By prior order, this case was set for a preliminary hearing today. Present in the courtroom for the State of Alabama is Assistant District Attorney Honorable Clay Thomas. Present for the Defendant today is defense attorney Honorable Trip Walton.

Mr. Walton, do you waive your client's presence?

MR. WALTON: Yes, sir.

THE COURT: Very good. Is the State ready to proceed?

MR. THOMAS: Yes, sir.

THE COURT: Is the defense ready?

MR. WALTON: Yes, sir.

THE COURT: All right. We already have a witness on the stand. I'm going to

swear you in.

LESLIE FILGO,
being first duly sworn, was examined and testified as follows:

THE COURT: Very good. Mr. Thomas?

EXAMINATION BY MR. THOMAS:

Q Since we are on the record, can you tell the Court your name and where you work?

A I am Leslie Filgo. I'm a detective with the Auburn Police Department.

Q And Detective Filgo, did you have an occasion to investigate and ultimately issue a warrant and arrest Mr. Correia for stalking in the first degree?

A Yes.

Q How did this case initiate?

A It initiated, actually, back in 2022 when the original report was filed from the victim. At the time, it was investigated,

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and the victim was happy with just having him be notified to contact her. A year -- about a year or so later, the contact continued with Mr. Correia and the victim, and --

Q What was the nature of the contact back in 2022?

A The nature of the contact in 2022 -- or -- it began in actually 2021. He was a former student of hers and in 2021 actually a student of hers. He began e-mailing her. At first, it was, you know, basic student-professor relation, you know, through e-mail, and then shortly, the e-mails change into confessing his love for her.

Q Okay. So Mr. Correia was -- I'm assuming he was a student at Auburn University. The victim in the case is a professor there; is that correct?

A Correct.

Q He had a class with her, and then what was a normal relationship kind of

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turned into infatuation between the victim -- or between the Defendant and the victim; is that correct?

A Correct.

Q Okay. So that happens in 2021 when he's actually a student for her; is that right?

A Correct.

Q What happens in 2022?

A It was reported in 2022, so it happened at the end -- from August 2021 throughout the end of 2021, and she finally decided to report it because of the continuing --

Q How did she do that? How did she report it?

A Through the Auburn Police Department.

Q Okay. Did she make any reports through administration at Auburn University or did she ever try to deal with the student directly before it got to that level?

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A So the reports that we get go through to Auburn University when it involves Auburn University employees, so they automatically get the report as well, and at that time, the Auburn University campus safety and security, the command staff over there, they spoke with her as well, and they were going to speak -- being involving another student as well, they were going to speak with Mr. Correia. And at the time, Ms. Lockhart, the victim, stated that she would be fine with letting the University handle the situation.

Q Okay. To your knowledge, was -- I mean, did the University deal with the situation at least in 2022?

A To my knowledge, yes.

Q Okay. And did it stop for a while?

A Yes.

Q For how long until it kind of started back up?

A There were some other e-mails that she would be sent anonymously that she

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suspects is from Correia. There's no proof at the time of them. Those happened at the beginning of 2023 to the middle of 2023, and then the next incident started really kicking off in about April of 2024.

Q Okay. What is the nature of these incidents in 2024? Like, what -- what's going on?

A It started about April 13th. She was getting e-mails from his Auburn University e-mail account. It would start with -- directly from him saying stuff like -- asking her to contact him, speaking with him, saying stuff like he would get the strongest vengeance possible if she did not make contact with him to discuss everything. Ultimately, it ended going through the entire department that the victim works for. He would also e-mail other professionals, students, and other corresponding people within that department, mass e-mails that involved the victim, including telling the entire

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department that he would like to invite them to watch the sexual -- the lovely sexual consummation of their love.
Q Okay. And did she take any further action?
A Yes.
Q What did she do?
A I'm sorry. Can you repeat that question? Did she take --
Q She's getting these e-mails in April of 2024, correct?
A Yes.
Q Okay. What further action did she do?
A She reported it a second time.
Q Okay. And was there any -- at any point, did she get any kind of PFA or protection from abuse order?
A I believe she attempted to.
Q Okay. What happened after that?
A After the protect -- after the attempts to --
Q Yes.

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A The investigation was worked, and another incident occurred at another university that involved my victim and Mr. Correia.
Q Okay. So the victim -- the same victim that we're talking about in all of this, did she -- she went to another university?
A No.
Q Okay. What happened?
A He was e-mailing in the same department -- the same course of study department at the Ole Miss University and was e-mailing the professors at that university about my victim here --
Q Okay.
A -- asking and demanding that they get -- you know, they allow him to talk with my victim here in Auburn. He was under the impression, I guess, that there was a connection there between them.
Q Is there any connection between Ole Miss and this particular victim professor?

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A Very little.
Q Okay. What happened after that?
A The Ole Miss Police Department did an investigation on their incident, and he was arrested in the Ole Miss, Oxford, Mississippi area for cyberstalking, I believe.
Q Okay.
A He did threaten the teacher that he was in communications with if he did not.
Q Okay. So he actually threatened a professor at Ole Miss; is that correct?
A Correct.
Q And based on their investigation, he was arrested for some form of cyberstalking, whatever they have in Mississippi?
A Correct.
Q Okay.
THE COURT: The threat to the Ole Miss professor, was that a threat if that professor did not put him in contact with this victim, or was that an unrelated

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threat?
THE WITNESS: Can you repeat that? I'm sorry. I want to make sure I'm understanding you.
THE COURT: Was that threat tied in with the victim in this case in any way?
THE WITNESS: The threat to the Ole Miss professor was tied in because the original e-mail was about the victim of mine, because -- I will hurt you if you do not let me talk to the victim in my case.
THE COURT: I understand.
Q What is the nature of these e-mails to the victim in this case? Like, what are we talking about? What is the content?
A Some of them are -- and like I said, they are going throughout the entire department.
Q I understand.
A There was the one where he's inviting everyone to watch them in their sexual consummation of love. There's other ones where he's, like, demanding that she

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e-mail him and talk to him. One says, so you explain this to me immediately or I swear to God I'll get the strongest vengeance possible over you. He's also texting, like I said, other people within the department that's including my victim saying that -- let me have sex with her. Another one was, please tell Jennifer to say she loves me and to talk to me. Another one is asking the victim, I'm requesting some nude pictures or at least pictures of you in your underwear for a research project I'm conducting into the carnal beauty of the female form. Please do this soon. Love, Matthew Correia.

Q We're talking about -- I mean, how many e-mails are we talking about?

A 20 to 30 probably.

Q Okay. In a time period of when, because we've got a lot of different time periods.

A This was -- those specifically was the 2024 timeframe, so probably from April

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13th to April 16th.

Q Okay. And they're all similar in nature, either kind of allude sexually charged e-mails and/or violence towards her?

A Some of them are to the other professors that -- like she's included in in this mass e-mail. It's, like, basically asking for him to be brought back into the University, asking why this all took place, and then some of them he's threatening them, but mainly about their looks, their appearances, things like that.

Q What is his status with the University?

A He has been kicked out of Auburn University.

Q Did Auburn University do an internal investigation back in '21 -- or not internal investigation, but an investigation either through the University or the campus safety in '21 and '22?

A I believe so, yes.

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Q Okay. Do you have any access to that information?

A I don't have it with me currently, but --

Q Okay. But, if you know, is it the similar type content in those e-mails or is it more sexualized and more violent as we get to 2024?

A I believe it's the same type of content but on a more -- a smaller scale. I think it was just the couple of him expressing his love for her and her asking him to stop and then him not stopping.

Q Okay. And then the University or campus safety talked with him, she was satisfied with that resolution, and now we're --

A She was afraid that if she was -- if the Police Department got involved that it would make the situation worse, so she was okay with Auburn University handling it themselves.

Q When was he arrested?

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A He was arrested -- which -- for the Ole Miss or for this one specifically?

Q Well, let's talk about the Ole Miss.

A Okay.

Q When was he arrested for that?

A He was arrested, I believe, on August 9th of 2024, yes.

Q When was he arrested for the individuals involved in this particular case?

A August 20th.

Q Okay. And what -- is there any -- at any point -- I think I asked this earlier, but at any point, did she try to get a restraining order or PFA or any kind of --

A I believe she attempted, but considering that they were not in a romantic relationship, it was not done.

MR. THOMAS: Okay. I believe that's all I have at this time.

THE COURT: When you say he was kicked out of Auburn, is he banned from

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stepping foot on campus?
THE WITNESS: Yes, sir. A banning notice was served upon him from Auburn University.
THE COURT: Any cross-examination?
MR. WALTON: Yes, sir.

EXAMINATION BY MR. WALTON:
Q Detective, let me go back to the first report back in -- it looks like March of '21 -- no, August '21. He apparently contacted her confessing his love; is that correct?
A Correct.
Q And she indicated that she had not been threatened at that time and did not want the police involved, correct?
A In 2021, correct, yes, sir.
Q There was a batch of e-mails that started on April 13th that ran through approximately the end of April, correct?
A Correct.
Q And he was in Oxford, Mississippi

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sending those e-mails out, correct?
A Correct.
Q And he was sending those to multiple professors across the country and to Ms. Lockhart, correct?
A Correct.
Q Now, were there any Facebook messages?
A Not that I'm aware, no, sir.
Q Were there any text messages?
A No, sir.
Q Is there any evidence at all throughout the entire period of time of any in-person stalking/harassment?
A Other than a couple --
Q As opposed to these messages or e-mails.
A As the e-mail messages, you're saying?
Q Other than e-mails.
A Just the couple of times at the very beginning in 2021, during class, he would make comments to her, and that's when the

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original 2021 --
Q But she was okay -- she didn't want anything done about that, correct?
A She wanted him to stop, but not with police enforcement.
Q Okay. She didn't ask for an arrest?
A Correct.
Q She didn't charge him with a crime?
A Correct.
Q All right. Apparently there was a misdemeanor warrant signed in April after this first two or three days barrage of messages, correct?
A Correct.
Q And who signed the misdemeanor warrant?
A Are you saying for a stalking charge or for a separate misdemeanor?
Q I'm sorry. I couldn't hear you.
A Are you saying for the stalking charge or for a --
Q Yes.
A -- separate misdemeanor? It was

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signed by the victim at that point.
Q Was she explained about what that meant, coming down and signing a warrant?
A Yes.
Q And do you have a copy of that warrant?
A I don't have it with me, but I can get you one.
Q And to be clear for the record, that warrant was a misdemeanor stalking warrant, correct?
A Correct.
Q All right. Do you know the date that was signed? I'm guessing about April 15th.
A I know it was somewhere around the 15th or 16th, but I don't know the exact date.
Q All right. And then there was a gap of time, and then a felony warrant was issued on June 14th --
A Correct.
Q -- 2024, correct? And what happened

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between the misdemeanor warrant and the felony warrant to merit an upgrade?
A At that time, it was -- after that -- after the misdemeanor warrant was created, that's the exact same time that the Ole Miss incident was occurring as well. They were happening pretty simultaneously with each other. And then once he was arrested and I believe sent to a mental facility in Mississippi somewhere, he was given his phone for an hour and was also sending e-mails to the victim during the hour that he had his phone on free period as well.
Q And can you tell me what those messages said?
A If you give me a moment, I might be able to. I have them. I did not print off every single e-mail. They're in the file, but I did not print them all off.
Q What I'm looking for is a threat, a credible threat.
A I don't have the nature of the

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e-mail with me on this file.
Q Do you know who decided to upgrade the charge from a misdemeanor to a felony?
A As in -- I mean, the Auburn Police Department after we investigated it more.
Q And can you tell me what tipped the scale to do away with the misdemeanor warrant and do a felony warranty?
A The incident with Ole Miss that had also involved her, and then it made the victim be more in fear for her safety to the point to where she was unable to leave her house in fear of seeing him, of being around him. The victim had been --
Q He wasn't here, was he?
A No. The victim was scared the entire time because of the things like the threats in her mind of the strongest vengeance possible and then the announcement of what she considers would be public rape.
Q By inviting the department to watch them have sex?

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A With her, yes.
Q She claimed that was a violent message?
A Yes. In her mind, yes.
Q And is that what you're basing -- you know, the statute requires fear of death or serious bodily injury.
A Yes.
Q And those statements are what you're basing that on?
A Yes.
Q Can you extradite on a misdemeanor warrant?
A No.
Q So would the fact that you wanted to extradite him from Ole Miss have anything to do with doing away with the misdemeanor and issuing a felony warrant?
A No.
Q But you did extradite him shortly after issuing the felony warrant, correct?
A When the Ole Miss Police Department realized he had a felony warrant, correct.

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Q Are you familiar with my client's criminal background and history?
A I've looked at it.
Q He doesn't have any violent crimes, does he?
A Not that I can remember offhand.
Q He's never been charged with a sexual offense, has he?
A No.
Q He's never been charged with an assault, has he?
A Not to my knowledge other than the incidents at Ole Miss.
Q Right. And he was expelled from Ole Miss, correct?
A I believe so, yes.
Q And he was expelled from Auburn?
A Yes.
MR. WALTON: I think that's all I have.

REEXAMINATION BY MR. THOMAS:
Q In one of the e-mails I'll

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specifically reference from April 13th, 2024 -- and I'm going to read the end of it. So explain this to me immediately or I swear to God I will get the strongest vengeance possible over you. Matthew Correia. Does that sound like one of the e-mails involved in this investigation?
A Yes.
THE COURT: What was the date on that again?
MR. THOMAS: That was in April of '24; April 13th of 2024.
THE COURT: Go ahead.
Q And were there similar e-mails after this April date? I mean, did it continue throughout the spring and summer?
A It continued for the past few days in April. Within April 13th to about April 17th, maybe a couple days after, it was a span of, like, e-mails that were back to back to back.
Q Okay. And then we get later into the summer, and we have this issue at Ole

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Miss?
A I believe so.
Q But that still includes the victim here. I mean, that's what that's about, correct?
A Correct. It had the -- you know how in an e-mail, it's the subject line? The subject line was something involving my victim's name.
Q Okay. Was she the victim included in those e-mails to Ole Miss, if you know?
A I'm not sure on that. I added the report from Ole Miss to the investigation, but I'm not sure who the victim was.
Q Was she aware of that?
A I believe she was.
Q Okay. Either through professional contacts or law enforcement?
A I believe through professional contacts.
MR. THOMAS: Okay. That's all.

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REEXAMINATION BY MR. WALTON:
Q Let me follow up on Clay's comment about the e-mail about vengeance. That was done in the first batch in April, and the misdemeanor warrant was signed subsequent to that e-mail, correct?
A Correct.
Q And the Ole Miss stuff was going on exactly at the same time as this stuff. There was nothing later in the summer, was there?
A I'm not going to say exactly as in the exact same date, but it was shortly -- a week or so after.
Q Are you sure it wasn't in April and May?
A Give me a second, and I can tell you the exact dates. And can you repeat your question so I can make sure I'm answering it?
Q It's my understanding that the e-mails that he sent out on April 13th, 14th, 15th, and 16th were done from Ole

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Miss and included the professors at Ole Miss and Chicago and a couple other places including Auburn. It happened at the same time.
A The next -- so there were some throughout the country in the incident at Auburn, and then a secondary investigation through a separate set of e-mails were occurring at the Ole Miss with the Ole Miss professors as well.
Q And that was the same days?
A I don't believe it was the exact same days, but it was -- it was the same -- around the same time.
MR. WALTON: Okay. That's all that I have, Judge.
THE COURT: Anything else for the State?
MR. THOMAS: No, sir.
THE COURT: Any other witnesses?
MR. THOMAS: No, sir.
THE COURT: Any witness for defense, Mr. Walton?

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MR. WALTON: No, sir.
THE COURT: All right. Anything else from either side? Any argument?
MR. WALTON: You know, it matches up exactly with misdemeanor stalking 2 statue, I'm going to say that, because the intent of the stalker is a critical element that must be proven by showing that the accused actions were deliberate and angry causing fear of death or serious bodily injury to the victim for the felony charge, and I just don't think there's probable cause of any kind of valid threats. There has to be a credible threat. He was at Ole Miss. He went on a tangent for about three or four days sending out these stupid e-mails. So I would say there's no probable cause for the stalking 1.
THE COURT: Response?
MR. THOMAS: Yes, sir. You know, you can't look at each e-mail in isolation. You kind of have to look at it as a whole. Now, I would say the Court and a jury, if

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it gets to that point, would need to look at all the way from 2021 all the way until the moment that he's arrested and probably after that because you can't say -- there clearly was a threat in April. There's no doubt about it. I'll, you know, bring vengeance on you in his weird, whatever's going on in his brain way, that is no doubt a threat.
But then anything after that -- I mean, he's talking about publicly having sex with her in front of other members of that, and I would think any communication after that would be threatening to somebody in that situation. I mean, she's done everything she can possibly do to not have communications with this kid, and he's threatened her, he's threatened sexual violence against her.
I think, you know, stalking is an interesting charge. I mean, it's not something that happens on a particular date. It's not like a theft that happens

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at Walmart. It is a continuing action. At some point, this communication is probably lawful, then at some point, it probably becomes a civil matter, and then at some point, it becomes a misdemeanor, and then at some point, it becomes a felony. And I think this continuing in 2021 until the time he's getting arrested in Oxford dealing with this stuff, I think we've more than met the burden of what the legislature intended for this statute.
THE COURT: All right. Thank you. Let me remind everybody, the Court's only job today is to determine whether there's probable cause for the charges or for a lesser included offense. I don't have to decide what the motivation was for upgrading from a misdemeanor to a felony or anything like that. What I did hear in the evidence, I heard the threat of the strongest vengeance possible. I also heard about an e-mail inviting others to watch them having sex when there was absolutely

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no hint of consent or ever giving consent. I think that a reasonable person could interpret that as a threat, and I do think -- I like the way you described stalking. I mean, it's kind of a totality of the circumstances --
MR. THOMAS: It is.
THE COURT: -- analysis. Looking at everything, I do believe that the State has carried the burden of proving probable cause for stalking in the first degree. I'll bind it over to Circuit Court for further action by a Lee County grand jury. I don't know if any special bond conditions were imposed because I don't know how quickly he made bond, but I am going to order him not to set foot on Auburn University campus, which I know has already been ordered by Auburn, but as a condition of bond, he can't go to the Auburn University campus and no contact with the victim in this case or her family.
MR. WALTON: He was ordered to stay

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away -- 300 feet away from her house or business. The issue is, the ankle monitor company that originally did it couldn't fulfill their part of the bargain about giving her the thing that goes off when he's close.

THE COURT: The victim unit?

MR. WALTON: So he is today meeting with another company to have his ankle thing redone.

THE COURT: Okay.

MR. WALTON: He's getting that done.

THE COURT: And I will acknowledge -- and again, I have limited knowledge about ankle monitor providers, but I know that there are some that don't do victim units and some that do.

MR. WALTON: Correct.

THE COURT: I am not -- nobody is asking that he be revoked for not having a victim unit at this point. I appreciate the fact that he's trying to get that done. I will say continue to try to make that

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effort, and if that means switching providers, that's fine.

MR. WALTON: That's where he is this morning.

THE COURT: Okay. Let me just pull up -- give me one moment to look at the file.

Mr. Walton, the thing about staying a certain distance from her and all that stuff --

MR. WALTON: That was on the warrant.

THE COURT: Okay. That's why I didn't see it. Give me one moment to review it.

MR. WALTON: It took me a while to find it because my client kept telling me, and I said I don't see it. And finally, he sent me the warrant, and I said, no, I've got -- he said, well, read it, read the bottom of it, so --

THE COURT: Thank you for directing me.

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MR. WALTON: Judge Bush had that put on there for him.

THE COURT: All right. Let me give this -- let me take a moment to read this.

Okay. Yeah. I see the bond conditions imposed when his bond was set by Judge Bush. I stand by those bond conditions. I'm not adding to them other than -- he's already been banned from Auburn University by Auburn. I'm going to order him to stay off Auburn campus, okay?

MR. WALTON: He will.

THE COURT: All right. Very good. Thank you. Have a good day, Mr. Walton.

MR. WALTON: Thank you.

THE COURT: Thank you, Mr. Thomas. This case will be bound over to Circuit Court for further action by a Lee County grand jury.

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C E R T I F I C A T E

STATE OF ALABAMA)
JEFFERSON COUNTY)

I hereby certify that the above and foregoing proceeding was taken down by me in stenotype, and the questions and answers thereto were produced in transcript form by computer-aided transcript under my supervision, and that the foregoing represents a true and correct transcript of the proceedings occurring on said date at said time.

I further certify that I am neither of counsel nor of kin to the parties to the action, nor am I in anywise interested in the results of said cause.

/s/ Stacey Elliott
STACEY ELLIOTT
COURT REPORTER AND COMMISSIONER
ACCR#563-EXPIRES 9/30/2025

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